

01-25-05

JFW/AD

PATENT AMENDMENT TRANSMITTAL

(Provisions of 37 CFR 1.136 Apply)

Application Number	826,165	Filing Date	April 16, 2004
Group Art Unit	1615	Examiner Name	Young, Micah Paul
Confirmation No.	8549	Attorney Docket No.	889_001
Inventor(s)	Jiro KANIE		
Invention:	ENTERAL NUTRITION PRODUCT AND METHOD FOR PREPARING THE SAME		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	6	MINUS	20		\$ 50.00	\$0.00
INDEPENDENT CLAIMS	1	MINUS	3		\$ 200.00	\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00

EXTENSION OF TERM

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

<input checked="" type="checkbox"/> One Month (37 CFR 1.17(a)(1)	\$120.00	120.00
<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2)	\$450.00	
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3)	\$1,020.00	

TOTAL FEES DUE	\$120.00
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<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:	\$60.00
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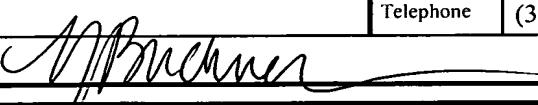
FEE PAYMENT

No additional fee is required. A check in the amount of \$60.00 is enclosed.

Charge Deposit Account 50-1446 in the amount of \$ _____. Enclosed is a duplicate copy of this sheet.

Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:

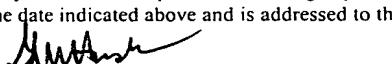
Name (Print Type)	Nicole J. Buckner	Reg. No.	51,508	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	January 24, 2005

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EV 373084631 US

Date of Deposit: January 24, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, on the date indicated above and is addressed to the M.S. Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Gina M. Husak



Practitioner's Docket No.: 889_001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Jiro KANIE**

Serial No.: **10/826,165**

Group Art Unit: **1615**

Filed: **April 16, 2004**

Examiner: **Young, Micah Paul**

Conf. No.: **8549**

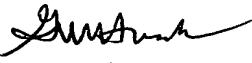
For: **ENTERAL NUTRITION PRODUCT AND METHOD FOR
PREPARING THE SAME**

M.S. Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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I hereby certify that this paper or fee is being deposited on **January 24, 2005** with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 addressed to:

**M.S. Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450.**


Gina M. Husak

AMENDMENT

Sir:

In response to the Office Action mailed September 24, 2004, please amend the above-identified application as follows:

Amendments to the Specification are described on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Amendments to the Abstract are described on page 7 of this paper.

Remarks/Arguments begin on page 8 of this paper.

Appendices A, B and C, including a substitute specification, marked-up specification and Replacement Abstract, respectively, are attached hereto after page 13 of this paper.